

**BEFORE THE
U.S. DEPARTMENT OF ENERGY
Washington, DC 20585**

In the Matter of:

Westinghouse Lighting Corporation

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) Case Number: 2010-CE-09/1001
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Issued: October 8, 2010

NOTICE OF ALLOWANCE TO RESUME DISTRIBUTION

Manufacturers of certain covered products which have been determined by the Department of Energy (DOE) to be non-compliant with the applicable energy conservation standard may be allowed to resume distribution, per 10 CFR § 430.70 (a)(6)(v), if additional testing results supplied by the manufacturer results in a determination of compliance. On June 14, 2010, DOE issued a Notice of Non-Compliance Determination based on test results submitted by Westinghouse showing that certain models were noncompliant. Westinghouse later admitted that the original test results were based on testing that was not performed in accordance with DOE regulations. Westinghouse has now conducted the testing required by DOE regulations and has submitted complete test data, which DOE has reviewed closely.

FINDINGS

Based on the new test data, DOE has now determined that product code 0521000 complies with applicable DOE energy efficiency standards. As of October 8, 2010, Westinghouse may resume distribution of this product.



Timothy G. Lynch
Deputy General Counsel for
Litigation and Enforcement